



CITY OF MEMPHIS

COUNCIL REGULAR MEETING AGENDA

Tuesday, February 2, 2021, 3:30 p.m.

Conducted by Electronic/Telephonic Means

Official Recording of Meeting will be available on
City Council's Website

https://www.memphistn.gov/government/city_council

CALL TO ORDER by the Sergeant-at-Arms

INVOCATION

Any invocation that may be offered before the official start of the Council meeting shall be the voluntary offering of a private citizen, to and for the benefit of the Council. The views or beliefs expressed by the invocation speaker have not been previously reviewed or approved by the Council and do not necessarily represent the religious beliefs or views of the Council in part or as a whole. No member of the community is required to attend or participate in the invocation and such decision will have no impact on their right to actively participate in the business of the Council. Copies of the policy governing invocations and setting forth the procedure to have a volunteer deliver an invocation are available upon written request submitted to the Council Administrator of the Memphis City Council.

PLEDGE OF ALLEGIANCE

CALL OF ROLL by the Comptroller

APPROVAL OF PREVIOUS MEETING MINUTES (January 26, 2021)

ANNOUNCEMENT FOR APPEARANCE CARDS FOR PUBLIC SPEAKING

ITEMS HELD OR DROPPED FROM THE AGENDA

PRESENTATIONS AND RECOGNITION OF VISITORS (None)

COMMUNITY ORGANIZATION SPOTLIGHT (None)

PUBLIC HEARING

1. RESOLUTION approving a planned development located at 3681 Hawkins Mill Road, Canale containing +/-12.95 acres located in the Residential Single-Family – 6 (R-6) District. Chairman, This resolution is sponsored by the Division of Planning and Development. Planning & Zoning Case No. PD 20-17 Committee

Applicant: Paul O. Brantley Sr. / Debra Hogue Brantley
Delinor Smith, Smith Building Design & Assoc., Inc. – Representative

Request: Multi-use veteran’s facility providing multifamily dwelling units with supportive programs and services including an on-site private community center planned development

LUCB and DPD recommendation: APPROVAL, with conditions

ACTION REQUESTED: Take whatever action Council deems advisable

179 NOTICES WERE MAILED ON JANUARY 29, 2021

DIVISION OF PLANNING AND DEVELOPMENT (None)

ZONING ORDINANCES- THIRD AND FINAL READING

2.
Canale
Chairman,
Planning
& Zoning
Committee

ORDINANCE amending the Memphis and Shelby County Unified Development Code as adopted by the City of Memphis August 10, 2010, and by Shelby County August 9, 2010 as amended, to revise and enhance the Joint Zoning and Subdivision regulations as recommended by the Memphis and Shelby County Office of Planning and Development and the Land Use Control Board. This text amendment affects all property within the City of Memphis and unincorporated Shelby County, up for T H I R D and F I N A L reading. This Ordinance is sponsored by the Division of Planning and Development.

Case No. ZTA 20-01
Ordinance No. 5772

Applicant: Memphis and Shelby County Office of Planning and Development
Josh Whitehead, Zoning Administrator – Representative

Request: Adopt amendments to the Memphis and Shelby County Unified Development Code

LUCB and DPD recommendation: APPROVAL

ACTION REQUESTED: Take whatever action Council deems advisable

3.
Canale
Chairman,
Planning
& Zoning
Committee

ORDINANCE rezoning certain parcels adjacent to Summer between: Holmes and Sevier, and Novarese and Stratford, in the Commercial Mixed Use – 3 District, up for T H I R D and F I N A L reading. This Ordinance is sponsored by the Division of Planning and Development.

Case No. Z 20-10
Ordinance No. 5773

Applicant: Department of Comprehensive Planning of the Division of Planning and Development
Ashley Cash – Representative

Request: Comprehensive Rezoning of Summer between: 1) Holmes and Sevier
and 2) Novarese and Stratford

LUCB and DPD recommendation: APPROVAL

ACTION REQUESTED: Take whatever action Council deems advisable

70 NOTICES WERE MAILED ON JANUARY 22, 2021



CITY OF MEMPHIS

COUNCIL REGULAR MEETING AGENDA

Tuesday, February 2, 2021, 3:30 p.m.

Conducted by Electronic/Telephonic Means

Official Recording of Meeting will be available on
City Council's Website

https://www.memphistn.gov/government/city_council

CONSENT AGENDA

GENERAL ORDINANCES- FIRST READING

4. **ORDINANCE** of the City of Memphis, Code of Ordinances to amend Chapter 5 Easter-Thomas "Animals and Fowl" to create Article V to restrict the "Retail Sale of Dogs and Cats at Chairman, Pet Stores", up for F I R S T reading. Ordinance No. 5777 is sponsored by Councilman Public Services, Morgan, Councilman Warren and the Administration. Neighborhoods & Youth Services
ACTION REQUESTED: No Recommendation
Committee
5. **ORDINANCE** to amend City of Memphis, Code of Ordinances, Chapter 33, Division Smiley IV, to modify Section 33-62 related to the Sewer Development Fee, up for F I R S T Chairman, reading. Ordinance No. 5778 is sponsored by Public Works Division. Public Works, Solid Waste & General Services
ACTION REQUESTED: Adopt the ordinance on First reading
Committee
6. **ORDINANCE** to amend City of Memphis Code of Ordinances, Chapter 33, Division IV, Smiley to modify Section 33-65 related to the Sewer Extension Fee, up for F I R S T reading. Chairman, Ordinance No 5779 is sponsored by Public Works Division. Public Works, Solid Waste, & General Services
ACTION REQUESTED: Adopt the ordinance on First reading
Committee

GENERAL ORDINANCES - SECOND READING (None)

ZONING ORDINANCE – FIRST READING (None)

ZONING ORDINANCE - SECOND READING

7. **ORDINANCE** zoning the North side of East Holmes Street approximately 923 Canale feet east of the centerline of Lamar Avenue; containing +/-4.89 acres in the Chairman, Conservation Agriculture (CA) District, up for S E C O N D reading. This Ordinance Planning & Zoning is sponsored by the Division of Planning and Development.
Case No. Z 20-11

Committee

Ordinance No. 5776

Applicant: David Couch
Cindy Reaves, SR Consulting, LLC – Representative

Request: Heavy Industrial (IH) District

LUCB and DPD recommendation: APPROVAL

ACTION REQUESTED: Adopt the ordinance on Second reading

NOTATION FROM OPD (None)

ENGINEERING DIVISION (None)



CITY OF MEMPHIS

COUNCIL REGULAR MEETING AGENDA

Tuesday, February 2, 2021, 3:30 p.m.

Conducted by Electronic/Telephonic Means

Official Recording of Meeting will be available on
City Council's Website

https://www.memphistn.gov/government/city_council

FISCAL CONSENT AGENDA

(None)



CITY OF MEMPHIS

COUNCIL REGULAR MEETING AGENDA

Tuesday, February 2, 2021, 3:30 p.m.

Conducted by Electronic/Telephonic Means

Official Recording of Meeting will be available on
City Council's Website

https://www.memphistn.gov/government/city_council

MLGW FISCAL CONSENT

8. RESOLUTION approving Change No. 1 to Contract No. 12254 (formerly Purchase Order No. 449343), with Ventureforth, Inc. in the funded amount of \$142,390.00. (This change is to ratify and renew annual software maintenance, license and support services for multiple Ventureforth software products covering December 17, 2020 through December 16, 2023. The purchase also includes the vStores Iphone Application Subscription for Oracle EBS, annual subscription for 100 users, for the period covering July 30, 2021 through July 29, 2024.)
9. RESOLUTION awarding Contract No. 12163; Electric Distribution, Construction and Maintenance to Davis H. Elliott Construction Company, Inc., in the funded amount not-to-exceed \$55,254,992.00.
10. RESOLUTION approving the payment of an invoice for the 2021 annual membership dues plus locate request tickets from Tennessee One Call System in the amount of \$130,589.80.
11. RESOLUTION approving Change No. 1 to Contract No. 11927, Voice and Data Services with AT&T in the funded amount of \$636,000.00. (This change is to renew the current contract for a 24 month period; covering July 1, 2021 through June 30, 2023 with no increase in rates from the previous term.)
12. RESOLUTION awarding a purchase order to Engineered Sealing Components, LLC. for fiber optic 192 A.D.S.S. cable in the amount of \$104,976.00.
13. RESOLUTION approving Change No. 3 to Contract No. 11560, Professional Design Services for Fabrication and Repair Shop Design, with The Crump Firm, Incorporated, in the funded amount not-to-exceed \$499,650.00, based on agreed upon rates. (This change is to extend the current contract expiration date an additional five years for the period covering April 12, 2021 through April 11, 2026)



CITY OF MEMPHIS

COUNCIL REGULAR MEETING AGENDA

Tuesday, February 2, 2021, 3:30 p.m.

Conducted by Electronic/Telephonic Means

Official Recording of Meeting will be available on

City Council's Website

https://www.memphistn.gov/government/city_council

REGULAR AGENDA

14.

Carlisle
Chairman,
Personnel,
Government
Affairs &
Annexation
Committee

APPOINTMENT

MEMPHIS CONVENTION CENTER COMMISSION

Reappointment

Lee A. Jackson

GENERAL ORDINANCES– THIRD AND FINAL READING

15.

Colvett
Chairman,
Executive
Session

ORDINANCE adopting and enacting a New Code of Ordinances of the City of Memphis, Tennessee; Providing for the repeal of certain Ordinances not included Therein; providing for the manner of amending such Code; and providing when such Code and this Ordinance shall become effective, up for T H I R D and F I N A L reading. Ordinance No. 5769 is sponsored by Councilwoman Robinson. (Held from 1/26)

ACTION REQUESTED: Take whatever action Council deems advisable

16.

Warren
Chairman,
Public
Safety &
Homeland
Security
Committee

SUBSTITUTE ORDINANCE of the City of Memphis to amend the City of Memphis Code of Ordinances Chapter 21, Motor Traffic and Vehicles, Article III, Operation of Vehicles generally to add Section 21-134 to be entitled “Non-Driver Participation in Drag Racing and Reckless Driving Exhibitions”, to set penalties for violations and for other purposes, up for T H I R D and F I N A L reading. Ordinance No. 5771 is sponsored by Councilman Canale, Councilman Logan and Councilman Warren.

ACTION REQUESTED: Take whatever action Council deems advisable

17.

Warren
Chairman,
Public Safety
& Homeland
Security
Committee

SUBSTITUTE ORDINANCE of the City of Memphis to amend the City of Memphis Code of Ordinances Chapter 21, Motor Traffic and Vehicles, Article X, Vehicle Equipment and Loads, to amend Section 21-350(c) and Section 21-350(f) regarding Mufflers Noise, up for T H I R D and F I N A L reading. Ordinance No. 5774 is sponsored by Councilman Canale.

ACTION REQUESTED: Negative recommendation during Committee

18. **SUBSTITUTE ORDINANCE** of the City of Memphis to amend the City of Memphis Code of Ordinances, Chapter 21, Motor Traffic and Vehicles, Article X, Vehicle Equipment and Loads to add Subsections 21-335(B) and Section 21-336(B) regarding Muffler Violations and Penalties, up for T H I R D and F I N A L reading. Ordinance No. 5775 is sponsored by Councilman Canale.

Warren
Chairman,
Public Safety
& Homeland
Security
Committee

ACTION REQUESTED: Negative recommendation during Committee

CITY COUNCIL-EXTRAORDINARY COUNCIL RESOLUTIONS (None)

ENGINEERING DIVISION (None)

EXECUTIVE DIVISION (None)

FINANCE & ADMINISTRATION (None)

DIVISION OF FIRE SERVICES (None)

DIVISION OF GENERAL SERVICES

19. RESOLUTION requesting approval of the sale of a city owned parcel known as 1418 Willie Mitchell Blvd. Parcel ID # 025061 00033 Memphis, Tennessee 38106, in the amount of \$2,500.00. This resolution is sponsored by General Services Division.

Smiley
Chairman,
Public Works,
Solid Waste &
General Services
Committee

ACTION REQUESTED: Adopt the resolution

DIVISION OF HOUSING AND COMMUNITY DEVELOPMENT

20. RESOLUTION to amend Housing and Community Development’s federal budget by appropriating the Expenditures and Revenues for the 2020-2021 Low-Income Home Energy Assistance Program Weatherization grant, in the total amount of \$669,384.44 for the Low-Income Home Energy Assistance Program Weatherization. This resolution is sponsored by Housing and Community Development.

Johnson
Chairman,
Housing &
Community
Development
Committee

ACTION REQUESTED: Adopt the resolution

DIVISION OF HUMAN RESOURCES (None)

INFORMATION TECHNOLOGY (None)

LAW DIVISION (None)

LIBRARY SERVICES (None)

MLGW DIVISION (None)

DIVISION OF PARKS AND NEIGHBORHOODS (None)

DIVISION OF POLICE SERVICES (None)

DIVISION OF PUBLIC SERVICES (None)

DIVISION OF PUBLIC WORKS

21. RESOLUTION to transfer and appropriate construction funds in the amount of \$1,332,320.00 CIP project # SW20203, to replace an existing sludge line at the TE Maxson WWTF. This resolution is sponsored by Public Works Division.

Smiley
Chairman,
Public Works,
Solid Waste,
& General Services
Committee

ACTION REQUESTED: Adopt the resolution

GENERAL ITEMS

22. RESOLUTION to support a Group Violence Intervention Program. This resolution is sponsored by Councilman Warren. (Held from 12/01; 12/15; 1/5; 1/26)

Warren
Chairman,
Public Safety
& Homeland
Security
Committee

ACTION REQUESTED: Adopt the resolution

23. RESOLUTION to amend the Debt Management Policy. This resolution is sponsored by the Administration.

Morgan
Chairman,
Budget
Committee

ACTION REQUESTED: Adopt the resolution

24. RESOLUTION approving “Accelerate Memphis: Invest in Neighborhoods” a plan to Invest in community projects, to activate neighborhoods, improve parks and revitalize city assets. This resolution is sponsored by the Administration.

ACTION REQUESTED: Adopt the resolution

APPEARANCE CARDS FOR PUBLIC SPEAKING

ADJOURNMENT